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## FACSIMILE

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FROM: Brian L. Belles	TIMEKEEPER NO.: 1763
SENDER'S PHONE: 215.665.7244	SENDER'S FAX: 215.701.2044
# OF PAGES (INCLUDING COVER):	FILE NAME: CMI-PROMEX
DATE: March 23, 2004	FILE #: 132258

RECIPIENT(S)	PHONE	FAX
USPTO - ASSIGNMENT BRANCH		703 872-9306

MESSAGE: Serial No. 10/735,995

Following please find: Recordation Form Cover Sheet for one assignment from Gerald Marron to CMI-Promex, Inc.  
Assignment on 2 pages

Total pages including this cover sheet 4

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE CALL [215.665.2000] or [800.523.2900] IMMEDIATELY.

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Form PTO-1595  
(Rev. 10/02)  
OMB No. 0651-0027 (exp. 6/30/2005)

## RECORDATION FORM COVER SHEET

U.S. DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office

## PATENTS ONLY

Tab settings ⇡ ⇢ ⇢

To the Honorable Commissioner of Patents and Trademarks: Please Record the attached original documents or copy thereof.

## 1. Name of conveying party(ies):

Gerald Marion

Additional name of conveying party(ies) attached?  Yes  No

## 3. Nature of conveyance:

 Assignment Merger Security Agreement Change of Name Other \_\_\_\_\_Execution Date: Dec. 15, 2003

## 2. Name and address of receiving party(ies)

Name: CMI-Promex, Inc.

Internal Address: \_\_\_\_\_

Street Address: 7 Benjamin Green RoadCity: Pedricktown State: NJ Zip: 08067Additional Name(s) & address(es) attached?  Yes  No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

## A. Patent Application No.(s)

10/735,995

## B. Patent No.(s)

Additional numbers attached?  Yes  No

## 5. Name and address of party to whom correspondence concerning this document should be mailed:

Name: Brian L. BellesInternal Address: Cozen O'ConnorThe AtriumStreet Address: 1900 Market St.City: PhiladelphiaState: PAZip: 191036. Total number of applications and patents involved:  17. Total fee (37 CFR 3.41) . . . . . \$ 40.00 Enclosed Authorized to be charged to deposit account

## 8. Deposit account number:

50-1275

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Brian L. Belles

Name of Person Signing

Brian L. Belles

Signature

3/23/2004

Date

Total number of pages including cover sheet, attachments, and documents: 3

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents &amp; Trademarks, Box Assignments

Washington, D.C. 20231

DOCKET NO. CMI-0001-100 132258

PATENT  
Single Inventor

(New Application)

ASSIGNMENT

WHEREAS, I Gerald Marron hereinafter referred to as the assignor, residing at 17 Vassar Road, Broome, PA 19008, am the inventor of certain inventions or improvements for which I have made application for Letters Patent to the United States, identified as Case No. CMI-0001-100 132258, entitled RAILROAD CROSSING APPARATUS HAVING IMPROVED RAIL CONNECTION AND IMPROVED FLANGEWAY FLOOR GEOMETRY AND METHOD INCORPORATING THE SAME; and

WHEREAS, CMI-Promex, Inc. hereinafter referred to as the assignee, of 7 Benjamin Green Road, Pedricktown, NJ 08067, a corporation of New Jersey, is desirous of acquiring the entire right, title and interest in and to the said inventions or improvements and in and to the said application, and in, to and under any and all Letters Patent which may be granted on or as a result thereof in any and all countries:

NOW, THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) to me in hand paid by said assignee, and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the said assignor, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over to said assignee, the entire right, title and interest in and to said inventions or improvements and said application and any and all continuations, divisions and renewals of and substitutes for said application, and in, to and under any and all Letters Patent which may be granted on or as a result thereof in the United States and any and all other countries, and any reissue or reissues or extension or extensions of said Letters Patent, and assign to and authorize said assignee, to file in my name applications for Letters Patent in all countries, the same to be held and enjoyed by said assignee, its successors, assigns, nominees or legal representatives, to the full end of the term or terms for which said Letters Patent respectively may be granted, reissued or extended, as fully and entirely as the same would have been held and enjoyed by me had this assignment, sale and transfer not been made.

AND I hereby covenant that I have full right to convey the entire interest herein assigned, and that I have not executed and will not execute any agreement in conflict herewith, and I further covenant and agree that I will each time request is made and without undue delay, execute and deliver all such papers as may be necessary or desirable to perfect the title to said inventions or improvements, said application and said Letters Patent to said assignee, its successors, assigns, nominees, or legal representatives, and I agree to communicate to said assignee or to its nominee all known facts respecting said inventions or improvements, said application and said Letters Patent, to testify in any legal proceedings, to sign all lawful papers, to execute all disclaimers and divisional, continuing, reissue and foreign applications, to make all rightful oaths, and generally to do everything possible to aid said assignee, its successors, assigns, nominees and legal representatives to obtain and enforce for its or their own benefit proper patent protection for said inventions or improvements in any and all countries.

DOCKET NO. CMI-0001-100 132258

PATENT  
Single Inventor

AND I hereby authorize and request the Commissioner of Patents and Trademarks of the United States and any official of any country or countries foreign to the United States whose duty it is to issue patents on applications as aforesaid, to issue to said assignee, as assignee of the entire right, title and interest, any and all Letters Patent for said inventions or improvements, including any and all Letters Patent of the United States which may be issued and granted on or as a result of the application aforesaid, in accordance with the terms of this assignment.

I further authorize and direct my attorneys to insert below\* the serial number and filing date of said application now identified as Case No. CMI-0001-100 as soon as the same shall have been made known to them by the United States Patent Office.

IN WITNESS WHEREOF, I have hereunto set my hand and seal.

December 15, 2003

Date

Gerald Marron (L.S.)

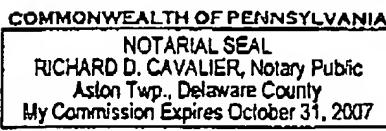
Gerald Marron

STATE OF Pennsylvania:

SS

COUNTY OF Delaware :

On this 15<sup>th</sup> day of December, year of 2003, before me, the undersigned officer, personally came the above named Gerald Marron, to me personally known and known to me to be the same individual who executed the foregoing assignment, and who acknowledged to me that execution of the same was of that person's own free will for the use and purposes therein set forth.



Richard D. Cavalier

Notary Public

\* The above assignment covers application Serial No. 10/1735,995 filed on Dec 15, year of 2003.

The above insertion made by me this 23<sup>rd</sup> day of March, year of 2004.

Brian L. Belles  
of COZEN O'CONNOR  
Name: BRIAN L. Belles  
Registration No. 51,322